ORDINANCE ___36___ - 2010

## AN ORDINANCE AMENDING THE CITY OF READING CODIFIED ORDINANCES CHAPTER 1 ADMINISTRATION, PART 5 BOARDS DEPARTMENTS COMMISSIONS COMMITTEES AND COUNCILS, SECTION I GPU STADIUM COMMISSION BY ADDING THE REMOVAL PROCESS FOR MEMBERS OF THE STADIUM COMMISSION AND RENUMBERING AS NECESSARY

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1.** Amending the City of Reading Codified Ordinances Chapter 1 Administration, Part 5 Boards, Departments, Commissions Committees and Councils, Section I GPU Stadium Commission by adding the removal process for members of the Stadium Commission as follows:

> **Removal of Members** - Any member may be removed for misconduct or neglect of duty or for other just cause by a majority vote of Council taken after the member has received fifteen days advance notice of the intent to take such vote. Failure of a member to attend three (3) consecutive regular meetings of the Board will constitute grounds for immediate removal from the Board by City Council. Failure of a member to attend at least 50% of the regular meetings of the Board in a calendar year will constitute grounds for immediate removal from the Board by City Council. The Chairperson of the Board shall inform the City Clerk in writing when a member has failed to comply with this attendance policy. Following such notification, City Council may vote to remove the member and seek applicants to fill the vacant position.
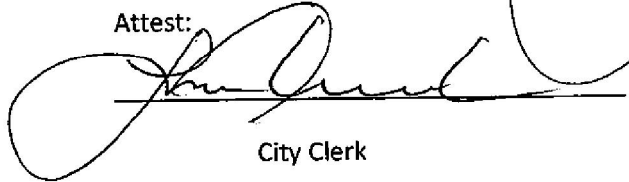
**SECTION 2.** All other parts of the Ordinance remain unchanged.

**SECTION 3.** This Ordinance shall be effective in ten (10) days, in accordance with Charter Section 219.

Adopted _____, 2010

_____
Council President

Attest:

_____
City Clerk

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original ....................passed by the Council of the City of Reading, on the............ day of.............. A. D. 20......., Witness my hand and seal of the said City this........day of............, A. D. 20.....

_____
CITY CLERK

Submitted to Mayor: _____

Date: 7/27/10

Received by the Mayor's Office: _____

Date: 7/27/10

Approved by Mayor: _____

Date: 7/27/10

Vetoed by Mayor: _____

Date: _____

## I. GPU Stadium Commission.

### §1-591. Creation and Members.
A GPU Stadium Commission ("Commission") is hereby created which shall consist of nine qualified electors of the City of Reading ("City") to serve as liaison between the "City" and the Reading Phillies organization.
(*Ord. 2-2000*, 2/28/2000, §1; as amended by *Ord. 32-2006*, 4/24/2006, §1)

### §1-592. Appointments and Vacancies.
The members of the Commission shall be appointed by the Mayor and confirmed (four affirmative votes) by Council. Two of the members first appointed under this Section shall serve for terms of 1 year, two for terms of 3 years, and three for terms of 5 years, respectively, from the date of the approval of this Section and until their respective successors have been duly appointed. Appointments of successors, in each case, will be for a period of 5 years. Any vacancy occurring otherwise than by expiration of term shall be filled for the unexpired term in the same manner as original appointments.
(*Ord. 2-2000*, 2/28/2000, §2)

### §1-593. *Removal of Members - Any member may be removed for misconduct or neglect of duty or for other just cause by a majority vote of Council taken after the member has received fifteen days advance notice of the intent to take such vote. Failure of a member to attend three (3) consecutive regular meetings of the Board will constitute grounds for immediate removal from the Board by City Council. Failure of a member to attend at least 50% of the regular meetings of the Board in a calendar year will constitute grounds for immediate removal from the Board by City Council. The Chairperson of the Board shall inform the City Clerk in writing when a member has failed to comply with this attendance policy. Following such notification, City Council may vote to remove the member and seek applicants to fill the vacant position.*

### §1-594. Compensation.
Members of the Commission shall serve without compensation.
(*Ord. 2-2000*, 2/28/2000, §3)

### §1-595. Officers and Procedural Rules.
The members of the Commission shall elect their own chairman and secretary and select all other necessary officers to serve for a period of 1 year. The Commission shall adopt rules and regulations for its internal organization and procedure and for the conduct of all business within its jurisdiction.
(*Ord. 2-2000*, 2/28/2000, §4)

### §1-596. Powers and Duties.
1. The Commission, in cooperation with the City and the Reading Phillies Organization, shall supervise the operation of the GPU Stadium. The Commission will assist the City and the Reading Phillies Organization in identifying the capital needs and repairs for the stadium, as listed in the revised and restated lease agreement dated October 25, 1999, "lease agreement." The Commission shall submit to the Public Works Director and City Council, no later than July 1 of each year, its recommendation for capital repairs and improvements to the stadium for inclusion in the City's operating budget and 5 year capital plan.

2. The lease agreement transfers the responsibility of the beer sales from the City and the prior Stadium Commission to the Reading Phillies Organization. The $4,200 retained by the prior Stadium Commission to purchase beer products for the 2000 season shall be placed in an accounted titled "Stadium Capital." These monies will be expended for the capital repairs to the stadium as identified by the Commission and approved by the Public Works Operations Division Manager, as outlined in the lease agreement. This account will remain independent from all other City accounts and funds and will not be combined with the City's general fund at the end of any fiscal year. The City administration will appropriate a minimum of $5,000 per year in this account for each fiscal year.

3. The Commission will supply a copy of all meeting minutes to the City Clerk and shall make an annual report to Council on the operations of the Commission.
(*Ord. 2-2000*, 2/28/2000, §5)